

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.80712 of 2025**

Arising Out of PS. Case No.-51 Year-2025 Thana- KHIRHAR District- Madhubani

Sonu Kumar @ Sonu Kumar Rai S/O Late Ram Singar Rai Resident of  
Village- Khirhar, P.S.-Khirhar, District- Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sumintra Devi W/O Ram Sevak Mukhiya Resident of Village- Khirhar, P.S.-  
Khirhar, District- Madhubani

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

5      13-03-2026                      Heard learned counsel for the petitioner, learned  
APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with  
Khirhar P.S. Case No. 51 of 2025, instituted for the offences  
punishable under Sections 126(2), 115(2), 137(2), 96, 352,  
351(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that the petitioner  
has enticed away informant's minor daughter with an intention  
to marry her.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. Charge-sheet has been submitted in this case.



Learned counsel for the petitioner also submits that there is delay of four days in lodging the FIR. The allegation levelled against the petitioner is general and omnibus in nature. It is next submitted that the victim has not supported the prosecution case in her statement recorded under Section 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023 and has submitted that she has solemnized marriage with the petitioner but no any physical relation has been made. It is further submitted that the victim girl was medically examined by the doctor and her age was found to be about 17 years and no medical evidence of sexual assault was found on the person of victim girl. The petitioner is in custody since 19.06.2025 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail ***after framing of charge, if not already framed,*** on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned



Court in connection with Khirhar P.S. Case No. 51 of 2025,  
subject to the following conditions:

(I) One of the bailors shall be own/close member of  
the family of the petitioner.

(II) The petitioner shall appear on each and every date  
fixed at the trial. In case of default in such appearance on two  
consecutive dates, the Trial Court will have liberty to cancel the  
bail bonds of the petitioner.

**(Rudra Prakash Mishra, J)**

Rajorshi/-

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